IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.28077 of 2008
SONU MIAN @ MD. SONU
Versus
STATE OF BIHAR
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2 **28.08.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused in a case registered for the offences under Sections 25 (1-b)A, 26 & 35 of the Arms Act.

It has been submitted on behalf of the petitioner that although the petitioner is named in the first information report, however he has been named on the basis of the confessional statement of one Vicky Kumar Sharma who named this petitioner as well as other accused namely, Sameer @ Kanhaiya. It is further submitted that recovery of the alleged arms has been made from the possession of co-accused who gave the confessional statement. It is further contended that the said Sameer @ Kanhaiya, whose name has also come in the confessional statement, has been allowed bail by this court as per the order dated 05.06.2008 passed in Cr. Misc. No. 21762 of 2008. Learned counsel has produced the certified copy of the aforesaid order, which has been kept on record.

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Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is

directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, namely, Sonu Mian @ Md. Sonu be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Bettiah, West Champaran, in connection with Bettiah Town P.S.Case No. 86 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish **(Shailesh Kumar Sinha,J.)**

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